

Fill in this information to identify your case:

United States Bankruptcy Court for the:

MIDDLE DISTRICT OF PENNSYLVANIA

Case number (if known)

Chapter

11☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name **R.B. Dwyer Co., Inc.****2. All other names debtor used in the last 8 years**

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) **33-0652598****4. Debtor's address****Principal place of business****Mailing address, if different from principal place of business****2891 E. Miraloma Avenue
Anaheim, CA 92806**

Number, Street, City, State & ZIP Code

P.O. Box, Number, Street, City, State & ZIP Code

Orange

County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) **www.rbdwyer.com****6. Type of debtor**☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other. Specify:

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
☐ Chapter 9

☒ Chapter 11. Check **all** that apply:

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor? ☐ No ☒ Yes.

List all cases. If more than 1, attach a separate list

Debtor See Attachment Relationship _____
District _____ When _____ Case number, if known _____

11. Why is the case filed in this district? Check all that apply:
- ☐ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention? ☒ No ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention?** (Check all that apply.)
- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____
- Where is the property?** _____
Number, Street, City, State & ZIP Code
- Is the property insured?**
- ☐ No
- ☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds . Check one:
- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- | | | |
|---|--|--|
| <input type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input checked="" type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated Assets
- | | | |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities ☐ \$0 - \$50,000 ☒ \$1,000,001 - \$10 million ☐ \$500,000,001 - \$1 billion

R.B. Dwyer Co., Inc.

Name _____

Case number (if known)

- | | | |
|--|--|--|
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **June 26, 2023**
MM / DD / YYYY

X /s/ James B. Dwyer
Signature of authorized representative of debtor

Title **President**

James B. Dwyer
Printed name

18. Signature of attorney

X /s/ Jeffrey Kurtzman
Signature of attorney for debtor

Date **June 26, 2023**
MM / DD / YYYY

Jeffrey Kurtzman
Printed name

Kurtzman | Steady, LLC
Firm name

**555 City Avenue
Suite 480
Bala Cynwyd, PA 19004**
Number, Street, City, State & ZIP Code

Contact phone **(215) 883-1600** Email address **kurtzman@kurtzmansteady.com**

51816 PA
Bar number and State

Fill in this information to identify your case:

United States Bankruptcy Court for the:
MIDDLE DISTRICT OF PENNSYLVANIA

Case number (if known) Chapter 11

☐ Check if this an amended filing

FORM 201. VOLUNTARY PETITION

Pending Bankruptcy Cases Attachment

Debtor	Color Craft Flexible Packaging, LLC	Relationship to you	Affiliate
District	Middle District of Pennsylvania	When 6/26/23	Case number, if known
Debtor	Ideal Sleeves International, LLC	Relationship to you	Affiliate
District	Middle District of Pennsylvania	When 6/26/23	Case number, if known

Fill in this information to identify the case:

Debtor name **R.B. Dwyer Co., Inc.**
 United States Bankruptcy Court for the: **MIDDLE DISTRICT OF PENNSYLVANIA**
 Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
AMERICAN EXPRESS #21004 PO BOX 0001 LOS ANGELES, CA 90096-0001						\$98,464.94
BENISON & CO., LTD 5F, NO.278 CHUNG HSIAO E. ROAD SEC 4 TAIPEI, TAIWAN ROC						\$212,391.79
CA Franchise Tax Board P.O. Box 942840 Sacramento, CA 94240-0040		2021 Income Tax				Unknown
Crestmark, Div. of Metabank 5480 Corporate Drive Suite 350 Troy, MI 48098				\$1,733,839.00	\$0.00	\$1,733,839.00
DYNASTY CAPITAL 26, LLC 700 Canal Street, 1st Floor Stamford, CT 06902						\$231,436.00
FEDEX FREIGHT DEPT LA PO BOX 21415 PASADENA, CA 91185						\$119,007.69
HEWLETT-PACKARD FINANCIAL SERV P.O. BOX 402582 Atlanta, GA 30384-2582		Promissory Notes				\$140,974.59

Debtor **R.B. Dwyer Co., Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
HEWLETT-PACKARD FINANCIAL SERVICE P.O. BOX 402582 Atlanta, GA 30384-2582						\$407,873.59
ILINK BUSINESS MANAGEMENT 8590 UTICA AVE., SUITE 100 RANCHO CUCAMONGA, CA 91730						\$114,569.30
INDIGO AMERICA, INC. PO BOX 415573 BOSTON, MA 02241-5573						\$241,222.56
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346		2021 Income Tax				Unknown
JAMES DWYER 409 Goldenrod Avenue Corona Del Mar, CA 92625						\$664,189.00
MS INDUSTRIAL 2406 CAMINO GALEON SAN CLEMENTE, CA 92673						\$247,951.58
NEW SOLID INTERNATIONAL 11F-3 NO. 189, CHI HSIEN 2nd Road KAOHSIUNG, TAIWAN ROC						\$808,138.28
Oxygen Funding, Inc. 9 Orchard Road Suite 101 Lake Forest, CA 92630				\$191,934.00	\$0.00	\$191,934.00
Paketo Int'l. & Full Star Co., Ltd. 16 Jhongy1 2nd St., Rende District Tainan, 71753, Taiwan						\$1,613,383.00

Debtor **R.B. Dwyer Co., Inc.**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
PROSPERITY FUNDING, INC. PO BOX 601959 CHARLOTTE, NC 28260						\$128,631.46
Retail Capital, LLC 1501 W. Fountainhead Parkway Suite 630 Tempe, AZ 85282				\$343,461.00	\$0.00	\$343,461.00
RH Courtright, LLC c/o Kevin M. Walsh, Jr., Esquire 600 Third Avenue Kingston, PA 18704-5815		Guaranty of affiliate lease obligation	Contingent Disputed			\$151,198.03
Zing Zang, LLC Brent Albertson, President 400 Michigan Ave., Suite 1300 Chicago, IL 60611						\$100,000.00

**United States Bankruptcy Court
Middle District of Pennsylvania**

In re **R.B. Dwyer Co., Inc.**

Debtor(s)

Case No.

Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **R.B. Dwyer Co., Inc.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

June 26, 2023

Date

/s/ Jeffrey Kurtzman

Jeffrey Kurtzman

Signature of Attorney or Litigant
Counsel for **R.B. Dwyer Co., Inc.**

Kurtzman | Steady, LLC

555 City Avenue

Suite 480

Bala Cynwyd, PA 19004

(215) 883-1600 Fax: (609) 482-8011

kurtzman@kurtzmansteady.com